

Subject: Lively Holdings: Stop Work on Phase Two / End our Special Use Application

Date: Tuesday, September 7, 2021 at 11:34:25 AM Eastern Daylight Time

From: Jim Lively <jim@thelivelyfarm.com>

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SENT TO PC/BOARD

Hi Tim and Stella -

This email is to notify Kasson Township Planning Commission that Lively Holdings is rescinding our application for Phase 2 of our project that included a Theater and Event Center, for reasons outlined below. We sincerely appreciate all of the time and advice provided by the planning commission and zoning administrator as we have developed our project plans, and we especially appreciate the results of our Phase 1 approval.

We have discussed this as a business team and all agree that we want to stop our Special Use application process. We still may pursue a dedicated Music Theater Listening Room and private event center in the future, but at this time we feel like the amount of scrutiny, cost and time to receive those approvals will distract from our overall business progress. With a small farm operation, a retail local food store, an expanded campground with an associated residential manager's quarters, and three outdoor music events annually, we already have lots to do.

We also intend to upgrade our commercial kitchen with a future application for a cafe restaurant - a permitted use in the commercial district. This will allow us to pursue building upgrades with the Building Safety and Health Departments, including the accessory bathrooms & shower for the campground.

We continue to request an interpretation of the permitted "public and semi-public uses" that are allowed in the commercial district by right, as we expect that will allow us ample opportunities for modest public and semi-public gatherings, especially as we complete our septic upgrades.

Finally, we look forward to a full refund of the \$5,500 that we have put in escrow with the township for attorney costs and sound engineer to develop noise regulations. We can appreciate that the township may continue to be interested in developing noise regulations, but we are not interested in helping to pay for that.

Again - many thanks for the courtesy and patience that has been extended by both the Planning Commission and the Zoning Administrator through this process. We look forward to seeing you all at our business!

- Jim and Kelly Lively, and Emily Lively and Robert Chacon